

IC 33-34

**ARTICLE 34. MARION COUNTY SMALL CLAIMS
COURTS**

IC 33-34-1

Chapter 1. Establishment and General Provisions

IC 33-34-1-1

Judge

Sec. 1. As used in this article, "judge" means the judge of a small claims court established under this chapter unless otherwise indicated.

As added by P.L.98-2004, SEC.13.

IC 33-34-1-2

Establishment of courts

Sec. 2. (a) There are established township small claims courts in each county containing a consolidated city.

(b) The name of each court shall be the "_____ Township of Marion County Small Claims Court" (insert the name of the township in the blank).

As added by P.L.98-2004, SEC.13.

IC 33-34-1-3

Not a court of record

Sec. 3. The small claims court is not a court of record.

As added by P.L.98-2004, SEC.13.

IC 33-34-1-4

Terms of court

Sec. 4. The small claims court shall meet in continuous session.

As added by P.L.98-2004, SEC.13.

IC 33-34-1-5

Circuit court judge

Sec. 5. The judge of the circuit court shall extend aid and assistance to the judges in the conduct of the township small claims courts.

As added by P.L.98-2004, SEC.13.

IC 33-34-1-6

Full-time or part-time divisions

Sec. 6. A division of the small claims court must be a full-time division or a part-time division as determined by the individual township boards following a hearing conducted under section 7 of this chapter.

As added by P.L.98-2004, SEC.13. Amended by P.L.65-2004, SEC.13.

IC 33-34-1-7

Public hearings

Sec. 7. A hearing must be conducted to obtain evidence, opinions, advice, and suggestions from public officials and the general public concerning:

- (1) whether a small claims court should be established or abolished in the township, if the township has a population of less than fifteen thousand (15,000) persons;
- (2) whether the small claims court should be full time or part time;
- (3) the location of the small claims court courtroom and offices; and
- (4) other relevant matters.

As added by P.L.98-2004, SEC.13. Amended by P.L.65-2004, SEC.14; P.L.174-2006, SEC.2.

IC 33-34-1-8**Notice of hearings concerning small claims court**

Sec. 8. The township trustee shall give ten (10) days notice of all hearings held under section 7 of this chapter in one (1) or more newspapers of general circulation in the county.

As added by P.L.98-2004, SEC.13.

IC 33-34-1-9**Township board order**

Sec. 9. Not more than two (2) weeks after a hearing is conducted under section 7 of this chapter, the township board shall, after considering the evidence, opinions, advice, and suggestions presented at the hearing, enter an order concerning:

- (1) whether a small claims court shall be established or abolished in the township if the township has a population of less than fifteen thousand (15,000) persons;
- (2) whether the small claims court if any, shall function full time or part time;
- (3) the location of the small claims court courtroom and offices under IC 33-34-6-1; and
- (4) other relevant matters.

As added by P.L.98-2004, SEC.13. Amended by P.L.65-2004, SEC.15; P.L.174-2006, SEC.3.